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APR 30 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Kim, et al.

APPLICATION No.: 09/875,453

FILED: June 6, 2001

FOR: PROMOTERS FOR REGULATED GENE
EXPRESSION

EXAMINER: Sandals, W.

ART UNIT: 1645

CONF. NO: 7454

Request for Continued Examination (RCE) Transmittal

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

Note: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. §1.114

- Previously submitted
- Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed
- Consider the arguments in the Appeal Brief or Reply Brief previously filed on

- Enclosed
- Amendment/Reply
- Affidavit(s)/Declaration(s)
- Information Disclosure Statement, Form PTOL-1449, References

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2. Miscellaneous

- Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months.
(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

3. Fees *The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when RCE is filed.*

- The Director is hereby authorized to charge the following fees (\$375.00), to Deposit Account No. 50-2207. This paper is provided in duplicate.
- RCE fee required under 37 C.F.R. §1.17(e)
- The Director is hereby authorized to charge any underpayment in fees (or credit any overpayments) to Deposit Account No. 50-2207.

Respectfully submitted,

Date: April 30, 2004

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